

PTO/SB/30 (04-05)

Approved for use through 07/31/2006. OMB 0651-0031

U.S. Patent and Trademark Office; U.S. DEPARTMENT OF COMMERCE

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Request For Continued Examination (RCE) Transmittal Address to: MS 313(c) Commissioner for Patents P.O. Box 1450 Alexandria, VA 22313-1450	Application Number	10/620,692-Conf. #9309
	Filing Date	July 17, 2003
	First Named Inventor	Masaki Katoh
	Art Unit	2655
	Examiner Name	G. Patel
	Attorney Docket Number	R2184.0097/P097-A

This is a Request for Continued Examination (RCE) under 37 CFR 1.114 of the above-identified application.

Request for Continued Examination (RCE) practice under 37 CFR 1.114 does not apply to any utility or plant application filed prior to June 8, 1995, or to any design application.

1. **Submission required under 37 CFR 1.114** Note: If the RCE is proper, any previously filed unentered amendments and amendments enclosed with the RCE will be entered in the order in which they were filed unless applicant instructs otherwise. If applicant does not wish to have any previously filed unentered amendment(s) entered, applicant must request non-entry of such amendment(s).

a. Previously submitted. If a final Office action is outstanding, any amendments filed after the final Office action may be considered as a submission even if this box is not checked.

i. Consider the arguments in the Appeal Brief or Reply Brief previously filed on _____

ii. Other _____

b. Enclosed

i. Amendment/Reply iii. Information Disclosure Statement (IDS)

ii. Affidavit(s)/Declaration(s) iv. Other _____

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2. **Miscellaneous**

a. Suspension of action on the above-identified application is requested under 37 CFR 1.103(c) for a period of _____ months. (Period of suspension shall not exceed 3 months; Fee under 37 CFR 1.17(i) required)

b. Other _____

3. **Fees** The RCE fee under 37 CFR 1.17(e) is required by 37 CFR 1.114 when the RCE is filed.

a. The Director is hereby authorized to charge the following fees, any underpayment of fees, or credit any overpayments to Deposit Account No. _____. I have enclosed a duplicate copy of this sheet.

i. RCE fee required under 37 CFR 1.17(e)

ii. Extension of time fee (37 CFR 1.136 and 1.17)

iii. Other _____

b. Check in the amount of \$ _____ enclosed

c. Payment by credit card (Form PTO-2038 enclosed)

OFFICE OF PETITIONS

SIGNATURE OF APPLICANT, ATTORNEY, OR AGENT REQUIRED			
Signature	<i>Gabriela Coman</i>	Date	June 20, 2005
Name (Print/Type)	Mark J. Thronson Gabriela I. Coman	Registration No.	33,082 50,515

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Docket No.: R2184.0097/P097-A
(PATENT)

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Patent Application of:
Masaki Katoh et al.

Application No.: 10/620,692

Filed: July 17, 2003

For: OPTICAL RECORDING MEDIUM
RECORDING LONGEST MARK AT SPEED
WHICH HALF OF LOWEST GUARANTEED
SPEED FOR THE RECORDING MEDIUM

Allowed: January 14, 2005

Confirmation No.: 9309

Art Unit: 2655

Examiner: G. Patel

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PETITION TO WITHDRAW APPLICATION FROM
ISSUE PURSUANT TO 37 C.F.R. § 1.313(c)(2)

OFFICE OF PETITIONS

MS 313(c)
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Dear Sir:

Petitioner hereby petitions the Commissioner to withdraw the above-identified application from issue. Withdrawal from issue of the above-identified application is requested to permit consideration of the accompanying submission under 37 C.F.R. § 1.114 (Request for Continued Examination) with an Information Disclosure Statement. The Issue Fee in this application was timely paid on April 14, 2005.

Application No.: 10/620,692

Docket No.: R2184.0097/P097-A

Please charge our Credit Card in the amount of \$130.00 covering the fee set forth in 37 C.F.R. §§ 1.17(h) and 1.17(e). Credit Card Payment Form SB-2038, with a signature from an authorized cardholder, is enclosed. The Director is authorized to charge any deficiency in the fees filed, asserted to be filed or which should have been filed herewith (or with any paper hereafter filed in this application by this firm) to our Deposit Account No. 04-1073, under Order No. R2184.0097/P097-A. A duplicate copy of this paper is enclosed.

Dated: June 20, 2005

Respectfully submitted,

By Gabriela Coman
Mark J. Thronson
Registration No.: 33,082
Gabriela I. Coman
Registration No.: 50,515
DICKSTEIN SHAPIRO MORIN & OSHINSKY
LLP
2101 L Street NW
Washington, DC 20037-1526
(202) 785-9700
Attorneys for Applicant

PTO/SB/17 (12-04v2)

Approved for use through 7/31/2006. OMB 0651-0032

U.S. Patent and Trademark Office; U.S. DEPARTMENT OF COMMERCE

Under the Paperwork Reduction Act of 1995, no person are required to respond to a collection of information unless it displays a valid OMB control number.

Effective on 12/08/2004.

Fees pursuant to the Consolidated Appropriations Act, 2005 (H.R. 4818).

FEE TRANSMITTAL

For FY 2005

Applicant claims small entity status. See 37 CFR 1.27

TOTAL AMOUNT OF PAYMENT (\$ 920.00)

Complete If Known	
Application Number	10/620,692-Conf. #9309
Filing Date	July 17, 2003
First Named Inventor	Masaki Katoh
Examiner Name	G. Patel
Art Unit	2655
Attorney Docket No.	R2184.0097/P097-A

METHOD OF PAYMENT (check all that apply)

Check Credit Card Money Order None Other (please identify): _____
 Deposit Account Deposit Account Number: 04-1073 Deposit Account Name: Dickstein Shapiro Morin & Oshinsky LLP

For the above-identified deposit account, the Director is hereby authorized to: (check all that apply)

Charge fee(s) indicated below Charge fee(s) indicated below, except for the filing fee
 Charge any additional fee(s) or underpayment of fee(s) under 37 CFR 1.16 and 1.17 Credit any overpayments

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FEES CALCULATION
1. BASIC FILING, SEARCH, AND EXAMINATION FEES

Application Type	FILING FEES		SEARCH FEES		EXAMINATION FEES		Fees Paid (\$)	OFFICE OF PETITIONS	
	Fee (\$)	Small Entity Fee (\$)	Fee (\$)	Small Entity Fee (\$)	Fee (\$)	Small Entity Fee (\$)		Fee (\$)	Small Entity Fee (\$)
Utility	300	150	500	250	200	100			
Design	200	100	100	50	130	65			
Plant	200	100	300	150	160	80			
Reissue	300	150	500	250	600	300			
Provisional	200	100	0	0	0	0			

2. EXCESS CLAIM FEES
Fee Description

Each claim over 20 (including Reissues)

Small Entity
Fee (\$)

50 25

Each independent claim over 3 (including Reissues)

200 100

Multiple dependent claims

360 180

Total Claims	Extra Claims	Fee (\$)	Fee Paid (\$)	Multiple Dependent Claims	Fee (\$)	Fee Paid (\$)

3. APPLICATION SIZE FEE

If the specification and drawings exceed 100 sheets of paper (excluding electronically filed sequence or computer listings under 37 CFR 1.52(e)), the application size fee due is \$250 (\$125 for small entity) for each additional 50 sheets or fraction thereof. See 35 U.S.C. 41(a)(1)(G) and 37 CFR 1.16(s).

Total Sheets	Extra Sheets	Number of each additional 50 or fraction thereof	Fee (\$)	Fee Paid (\$)
- 100 =	/50	(round up to a whole number) x	=	

Fees Paid (\$)

4. OTHER FEE(S)	
Non-English Specification, \$130 fee (no small entity discount)	
Other (e.g., late filing surcharge): 1464 Petitions to the Director not specifically ... 1801 Request for continued examination (RCE) (see 37 ...)	130.00 790.00

SUBMITTED BY		Registration No. (Attorney/Agent)	Telephone
Signature	<i>Gabriela Coman</i>	33,082 50,515	(202) 775-4742
Name (Print/Type)	Mark J. Thronson Gabriela I. Coman	Date	June 20, 2005

FAX TRANSMISSION

DICKSTEIN
SHAPIRO
MORIN &
OSHINSKY
LLP

DATE: June 20, 2005CLIENT NO.: R2184.0097-AMESSAGE TO: OFFICE OF PETITIONS - PATENTSCOMPANY: United States Patent and Trademark OfficeFAX NUMBER: 571-273-0025 **FAX RECEIVED**PHONE: 571-272-3282 JUN 20 2005FROM: Mark J. Thronson **OFFICE OF PETITIONS**PHONE: 202-828-2232PAGES (Including Cover Sheet): HARD COPY TO FOLLOW: x YES NO

SENT BY:		DATE/TIME:	
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MESSAGE:

Attached is a copy of a Petition to withdraw from issuance pursuant to 37 C.F.R. § 1.313(c)(2) (and related documents) for U.S. Patent Application No. 10/620,692, filed on July 17, 2003, and allowed on January 14, 2005. The Petition and related documents are being filed today by facsimile in Group Art Unit: 2655.

If your receipt of this transmission is in error, please notify this firm immediately by collect call to our Facsimile Department at 202-861-9106, and send the original transmission to us by return mail at the address below.

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